



House of Representatives

General Assembly

File No. 347

February Session, 2004

Substitute House Bill No. 5587

House of Representatives, March 30, 2004

The Committee on Environment reported through REP. WIDLITZ of the 98th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING ASH RESIDUE DISPOSAL AREAS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) (a) There is established a task force
2 to study the potential for reuse of ash residue from waste-to-energy
3 plants and the capacity of available in-state and out-of-state solid
4 waste disposal facilities to accept such ash residue. Said study shall
5 include, but not be limited to, a study of the reuse of such ash residue
6 in concrete mixtures and as roadbed, fill material or landfill cover.

7 (b) The task force shall consist of the following members:

8 (1) The Commissioner of Environmental Protection or the
9 commissioner's designee;

10 (2) Two persons appointed by the chairpersons of the joint standing
11 committee of the General Assembly having cognizance of matters
12 relating to the environment;

13 (3) Two persons appointed by the ranking members of the joint
14 standing committee of the General Assembly having cognizance of
15 matters relating to the environment;

16 (4) The president of the Connecticut Resources Recovery Authority
17 or the president's designee;

18 (5) The president of the Bristol Resources Recovery Authority or the
19 president's designee; and

20 (6) A representative of Wheelabrator Technologies, Incorporated.

21 (c) All appointments to the task force shall be made no later than
22 thirty days after the effective date of this section. Any vacancy shall be
23 filled by the appointing authority.

24 (d) The Commissioner of Environmental Protection, or the
25 commissioner's designee and the president of the Connecticut
26 Resources Recovery Authority, or the president's designee, shall serve
27 as chairpersons of the task force. Such persons shall schedule the first
28 meeting of the task force, which shall be held no later than sixty days
29 after the effective date of this section.

30 (e) Not later than January 1, 2005, the task force shall submit a
31 report on its findings and recommendations to the joint standing
32 committee of the General Assembly having cognizance of matters
33 relating to the environment, in accordance with the provisions of
34 section 11-4a of the general statutes. The task force shall terminate on
35 the date that it submits such report.

36 Sec. 2. Subsection (c) of section 22a-228 of the general statutes is
37 repealed and the following is substituted in lieu thereof (*Effective*
38 *October 1, 2004*):

39 (c) The commissioner shall, as the commissioner deems appropriate,
40 amend said plan to include an assessment of the amount of landfill
41 capacity needed in the state for landfills for residue from resources
42 recovery facilities, ash from municipal incinerators and for bulky

43 waste. [Such assessment shall include (1) a projection of the annual
44 capacity needed for the twenty-year period commencing on July 1,
45 1989, and (2) a minimum and maximum number of landfills in
46 simultaneous operation required to dispose of such residue, ash or
47 waste. Such amendment shall be available to the public on or before
48 January 1, 1989.]

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>October 1, 2004</i>

ENV *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note**State Impact:**

Agency Affected	Fund-Effect	FY 05 \$	FY 06 \$
Department of Environmental Protection	GF/Environmental Quality - Cost/Savings	Minimal	Minimal
Legislative Mgmt.	GF - Cost	Minimal	Minimal
CT Resources Recovery Authority (quasi-public)	Special Fund - Cost	None	None

Note: GF=General Fund

Municipal Impact: None

Explanation

Allowing the Commissioner of the Department of Environmental Protection (DEP) discretion in amending the statewide solid waste management plan will increase efficiency and could result in a minimal workload savings.

Establishing a task force to study the possible re-use of ash residue from trash to energy plants and the ability of Connecticut and out of state solid waste disposal facilities to accept such residue will result in a minimal cost to Legislative Management for legislator mileage reimbursement. Any increase in the workloads of the DEP or Connecticut Resources Recovery Authority due to membership on this task force is anticipated to be minimal and handled within routine activities of each agency.

OLR Bill Analysis

sHB 5587

AN ACT CONCERNING ASH RESIDUE DISPOSAL AREAS**SUMMARY:**

This bill creates an eight-member task force to study the possible re-use of ash residue from trash to energy plants and the ability of Connecticut and out-of-state solid waste disposal facilities to accept such residue.

By law, the Department of Environmental Protection (DEP) commissioner must amend the state wide solid waste management plan to include an assessment of the amount of landfill capacity needed for residue from resources recovery plants, municipal incinerator ash, and bulky waste. The bill authorizes him to amend the plan as he sees fit and eliminates requirements that he include in the amended plan (1) an estimate of the annual landfill capacity needed for a 20-year period ending July 1, 2009 and (2) the minimum and maximum number of simultaneously operating landfills needed to dispose of such residue, ash, or waste. The bill also eliminates obsolete language.

EFFECTIVE DATE: Upon passage, except the provision on the solid waste management plan takes effect October 1, 2004.

ASH RESIDUE TASK FORCE

The task force study must include an examination of the reuse of ash residue in concrete mixtures, and as roadbed, fill material and landfill cover. The task force terminates after submitting its report and recommendations to the Environment Committee by January 1, 2005.

Task Force Members

The DEP commissioner and the president of the Connecticut Resources Recovery Authority (CRRA), or their designees, must serve as task force chairpersons. Task force members also must include:

1. two people appointed by the Environment Committee co-chairmen;
2. two people appointed by the Environment Committee ranking members;
3. the Bristol Resources Recovery Authority president, or his designee; and
4. a representative of Wheelabrator Technologies, Inc.

All task force appointments must be made within 30 days of the bill's passage. The appointing authority must fill any vacancies. The chairmen must schedule the task force's first meeting, which must take place within 60 days of the bill's passage.

COMMITTEE ACTION

Environment Committee

Joint Favorable Substitute

Yea 27 Nay 0